

MAYOR AND COUNCIL, APPOINTED OFFICIALS AND DEPARTMENT HEADS

FROM: CITY MANAGER _____

ADMINISTRATIVE ACTION REPORT AND SUMMARY
MAYOR AND COUNCIL STUDY SESSION OF NOVEMBER 15, 1999

Mayor George Miller called the Study Session to order at 12:10 P.M. in the Mayor and Council Chambers, City Hall Tower, Tucson, Arizona.

COUNCIL MEMBERS PRESENT: Mayor George Miller
Vice-Mayor Janet Marcus, (Ward 2)
Counc. Jose J. Ibarra, (Ward 1)
Counc. Shirley C. Scott, (Ward 4)
Counc. Jerry Anderson (Ward 3)
Counc. Steve Leal, (Ward 5)
Counc. Fred Ronstadt, (Ward 6)

STAFF: Luis G. Gutierrez, City Manager
John Nachbar, Deputy City Manager
Thomas J. Berning, City Attorney
Kathleen S. Detrick, City Clerk

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
1. Executive Session – El Presidio Neighborhood Association v. Paige (Ward 1) SS/NOV15-99-542	
3. Executive Session – Settlement of Flood Damage Claims-(1) Tucson Electric Power, (2) Meritage Corporation (City-Wide) (Ward 1) SS/NOV15-99-538	
5. Executive Session – Labor Representation Ordinance Discussion (City-Wide) SS/NOV15-99-552	
Council Member Scott MOVED, SECONDED by Council Member Ibarra, that Mayor and Council go into Executive Session for the discussion or consultation with the attorneys for the City of Tucson in order to consider its position and instruct its attorneys regarding the City of Tucson’s position in pending or contemplated litigation regarding El Presidio Neighborhood Association v. Paige pursuant to A.R.S. 38-431.03 (A) (3); and discussion or consultation for legal advice with the attorneys for the City of Tucson regarding Settlement of Flood Damage Claims (1) Tucson Electric Power, (2) Meritage Corporation pursuant to A.R.S. 38-431.03 (A) (3); and discussion or consultation for legal advice with the attorneys for the City of Tucson regarding Labor Representation Ordinance Discussion pursuant to A.R.S. 38-431.03 (A) (3).	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>1. Executive Session – El Presidio Neighborhood Association v. Paige (Ward 1) SS/NOV15-99-542</p> <p>3. Executive Session – Settlement of Flood Damage Claims-(1) Tucson Electric Power, (2) Meritage Corporation (City-Wide) (Ward 1) SS/NOV15-99-538</p> <p>5. Executive Session – Labor Representation Ordinance Discussion (City-Wide) SS/NOV15-99-552</p> <p>Motion PASSED by a vote of 7 to 0.</p>	
<p>Executive Session was held from 12:12 P.M. to 1:06 P.M.</p>	
<p>RECESS: 12:11 P.M. RECONVENE: 1:10 P.M. MAYOR & COUNCIL: ALL PRESENT STAFF: ALL PRESENT</p>	
<p>Council Member Ibarra MOVED, SECONDED by Council Member Scott, that Mayor and Council return to Open Session.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	
<p>2. Mayor and Council Direction Regarding Executive Session – El Presidio Neighborhood Association v. Paige (Ward 1) SS/NOV15-99-543</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Scott to direct the City Attorney to proceed as discussed in Executive Session.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u> Is responsible</p>
<p>4. Mayor and Council Direction Regarding Executive Session – Settlement of Flood Damage Claims-(1) Tucson Electric Power, (2) Meritage Corporation (City-Wide) SS/NOV15-99-539</p> <p>Council Member Ibarra MOVED, SECONDED by Vice-Mayor Marcus to direct the city attorney to proceed as discussed in Executive Session.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF FINANCE</u> Is responsible</p>
<p>6. Labor Representation Ordinance Discussion (City-Wide)</p>	

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<p>SS/NOV15-99-553</p> <p>Item discussed.</p>	
<p>10. City of South Tucson Economic Development (Ward 5) SS/NOV15-99-540</p> <p>Council Member Leal MOVED, SECONDED by Council Member Ibarra, that Mayor and Council move forward with the proposed de-annexation process.</p> <p>Motion PASSED by a vote of 7 to 0.</p> <p>(Counc. Ibarra departed at 1:35 P.M. and returned at 1:26 P.M.)</p>	<p><u>OFFICE OF SPECIAL PROJECTS</u> Is responsible <u>ALL DEPARTMENTS</u> Are informed</p>
<p>7. Supplemental Grant Award Agreement COPS Universal Hiring Grant for Community-Oriented Policing Services (City-Wide) SS/NOV15-99-549</p> <p>Council Member Scott requested staff return in a few weeks with a plan to bring Tucson Police Department's staffing up to full strength.</p> <p>City Manager Luis Gutierrez advised an item regarding Police recruitment was scheduled for 11/22/99.</p>	<p><u>CHIEF OF POLICE</u> Is informed</p>
<p>8. Boards, Committees and Commissions (City-Wide) SS/NOV15-99-544</p> <p>Nothing.</p>	
<p>11. Mayor and Council Subcommittees Status Report (City-Wide) SS/NOV15-99-547</p> <p>Nothing.</p>	
<p>12. Waiving of Rezoning Application Fees for Downzonings(City-Wide) SS/NOV15-99-550</p> <p>Council Member Leal MOVED, SECONDED by Council Member Anderson, the City Manager's recommendation to refer requests for fee waivers for downzonings to the Fiscal and Human Resources Subcommittee on a case by case basis and have the Subcommittee forward their recommendations to Mayor and Council.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF PLANNING</u> Is responsible</p>
<p>13. Mayor and Council Discussion of Future Agendas SS/NOV15-99-546</p>	

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Nothing.	
<p>14. Tucson Downtown Alliance Financial and Performance Reports (City-Wide) SS/NOV15-99-541</p> <p>Council Member Anderson MOVED, SECONDED by Vice-Mayor Marcus to accept the City Manager's recommendation with the following conditions:</p> <ol style="list-style-type: none"> 1.) report back in 120 days regarding the recommendations made by City staff under general recommendations, maintenance and security, board composition, marketing and provide an annual progress report due on July 31 of each year. 2.) The Board composition should be revised to include five representatives appointed by the city (City Manager, Mayor and Council, Solid Waste, Transportation and the Police Department). 3.) Make a commitment to follow all Open Meeting laws and ensure compliance with public records. <p>Council Member Anderson amended his motion to include three representatives appointed by the City (two from City Manager and one from Mayor and Council).</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CITY MANAGER</u> and <u>DIR. OF FINANCE</u> Are responsible <u>DIR. OF BDGT. & RESEARCH</u> Is informed</p>
<p>15. El Pueblo Clinic – Continued Discussions of Options for City Action (City-Wide) SS/NOV15-99-551</p> <p>Council Member Leal MOVED, SECONDED by Council Member Ibarra, that the City Attorney be instructed to commence eviction proceedings against the current administration of the Clinic and that the City Manager work with other interested parties to ensure high quality medical services continue to be delivered to the patients of the Clinic. Other interested parties should include Pima County, El Rio Clinic, and coordinate the timetable for eviction with the timetable for the County's termination of the contract. Furthermore, if someone other than a governmental agency would take over operations of El Pueblo Clinic, that we would set aside \$150,000 of block grant money to enable a smooth transition.</p> <p>15. El Pueblo Clinic – Continued Discussions of Options for City Action (City-Wide) SS/NOV15-99-551</p> <p>In light of the pending court case regarding the El Pueblo Clinic, Council</p>	

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Member Scott requested this item be brought back in one week. This was acceptable to the maker of the motion.	<u>CITY ATTORNEY</u> <u>AGENDA COMMITTEE</u> Are informed
ADJOURNMENT: 4:17 P.M.	
<u>VERBATIM TAPE RECORD AVAILABLE UPON REQUEST FROM THE CITY CLERK'S OFFICE</u>	